

PETITION FOR UNIT CLARIFICATION OR MERGER

(File original and 1 copy with the Maine Labor Relations Board,
90 State House Station, Augusta, Maine 04333-0090.)

Purpose of Petition (check applicable box)

☐ Unit Merger

☒ Unit Clarification (UC)

Petitioner (incumbent bargaining agent or employer, only)

Name MSAD #29 Education Association/MEA/NEA

Address c/o 14 Sweden Street; P.O. Drawer 310
Caribou ME 04736

Phone 207-498-3191

E-Mail (if available) nhudak@nea.org

Petitioner's Representative for correspondence
(if different)

Name Nancy Hudak, MEA UniServ Director

Address _____

Phone _____

E-Mail (if available) _____

Responding Party

Name Omar Norton, Superintendent, MSAD #29

Address P.O. Box 190
Houlton ME 04730

Phone 207-532-6555

E-Mail (if available) _____

1. Describe the existing or proposed collective bargaining unit; set forth the classifications of employees comprising the unit; and estimate the number of employees in each classification. If a position in an included classification is to be excluded from the unit, list each such specific position and set forth the basis for its exclusion. Continue on separate sheet if needed.

The existing unit is comprised of Educational Technicians (I, II and III) and School Secretaries, and excludes the on-call job coach and violin strings instructor positions., The MSAD #29 Board has created a position entitled "Occupational Therapy Assistant" which the Association maintains should be included in the unit.

2. Provide the name, address and telephone number of any other employees or employee organizations other than the petitioner claiming to represent any of the employees in the unit to be clarified.

None.

3. State what action or remedy the petitioner is seeking from the Board.

Include the "Occupational Therapy Assistant" positions as a part of the Educational Technician/School Secretary Bargaining Unit.

4. ☒ (Check off for UC petition only) The parties are unable to agree on appropriate modifications, there is no question concerning representation, and the circumstances surrounding the formation of the existing bargaining unit have changed sufficiently to warrant modification in the composition of the bargaining unit. State what changes have occurred since the formation of the bargaining unit, the date(s) of their occurrence and the modification(s) that the petitioner proposes. Continue on separate sheet if needed.

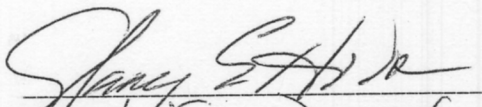
The current Collective Bargaining Agreement was finalized in negotiations on July 14, 2004. The Association learned of the new position and met with the superintendent on July 22, 2004 to discuss the nature of the newly-created OT Assistant position and its inclusion in either the Teachers or Ed Tech/Secretary unit.

The Ed Tech unit was created in 2001; the School Secretaries were added to the unit in 2004 following an election and merger.

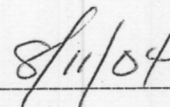
5. State the expiration date of any collective bargaining agreement covering employees in the existing or proposed bargaining unit and attach a copy. New CBA not yet available; the 2002-04 CBA is attached.
6. State any other facts relevant to this Petition.

There is currently only one OT Assistant position in SAD #29. The position requires a 2-year degree (similar to an Educational Technician II) and is being paid on the Ed Tech wage scale.

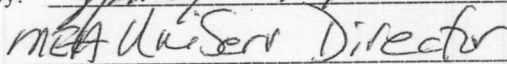
Signed by:



Date Signed:



Title:

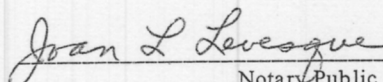


STATE OF MAINE

AROOSTOOK, ss.
(County)

AUGUST 11, 2004

Personally appeared before me, the undersigned authority at law, the aforementioned petitioner NANCY E HUDAK
(name)
in his/her capacity as MEA UNISERV DIRECTOR, who, under the penalty of perjury, made oath
that the foregoing Petition is true and correct to the best of his/her information and belief.


Notary Public
JOAN L. LEVESQUE

MY COMMISSION EXPIRES: JANUARY 15, 2010